

**TERMINAL DISCLAIMER TO OBTAIN A PROVISIONAL DOUBLE PATENTING
REJECTION OVER A PENDING SECOND APPLICATION**

Docket Number (Optional)

500.43726X00

In re Application of: Yoshihiro NAGAOKA

Application No.: 10/814,240

Filed: 4/1/2004

For: CHEMICAL ANALYZER AND STRUCTURE FOR CHEMICAL ANALYSIS

The owner*, Hitachi High-Technologies Corporation, of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 and 173 as shortened by any terminal disclaimer filed prior to the grant of any patent granted on pending second Application Number 11/493,751, filed on July 27, 2006, of any patent on the pending second application. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and any patent granted on the second application are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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2. ☒ The undersigned is an attorney or agent of record.

/Alan E. Schiavelli/ 12/26/07
Signature Date

Alan E. Schiavelli Reg.No. 32.087
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(703) 312-6600
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